

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL INC.)	
and HONEYWELL INTELLECTUAL)	
PROPERTIES INC.,)	
)	
Plaintiffs,)	C.A. No. 04-1338-***
)	(consolidated)
v.)	
)	JURY TRIAL DEMANDED
APPLE COMPUTER, INC., <i>et al.</i> ,)	
)	
Defendants.)	

STIPULATION AND ORDER OF DISMISSAL

Plaintiffs HONEYWELL INTERNATIONAL INC. and HONEYWELL INTELLECTUAL PROPERTIES INC. and Defendant TPO DISPLAYS CORPORATION¹ (collectively “the Parties”) have settled this action and entered into an Agreement having an effective date of January 31, 2007 (“Agreement”), which sets out the terms and conditions of that settlement. As part of the Agreement, the Parties stipulate as follows:

1. The Parties consent to the jurisdiction of United States Magistrate Judge Mary Pat Thyng under 28 U.S.C. § 636 (a) with respect to those claims brought in this action by Plaintiffs against Defendant TPO Displays Corporation and not with respect to any other claim in this action and (b) for the purpose of interpreting and enforcing the Agreement.

2. This Court has jurisdiction over (a) the subject matter of this action and (b) the Parties to this action; and venue is properly laid.

3. For the purpose of interpreting and enforcing the Agreement, this Court retains continuing exclusive jurisdiction over the Parties and the subject matter hereto.

¹ On June 5, 2006, named-defendant Toppoly Optoelectronics Corporation changed the English language translation of its name to TPO Displays Corporation.

4. As a result of the Agreement, Defendant TPO Displays Corporation is hereby dismissed as Defendant from this action.

5. Each Party to this Stipulation shall bear its own costs and attorneys' fees incurred in this action.

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SO ORDERED this _____ day of February, 2007.

United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on February 8, 2007, I electronically filed the foregoing document with the Clerk of Court using CM/ECF, which will send notification of such filing to the following: John R. Alison, Parker H. Bagley, Robert J. Benson, Robert Karl Beste, III, Elizabeth L. Brann, Christopher E. Chalsen, Hua Chen, Arthur G. Connolly, III, Frederick L. Cottrell, III, Francis DiGiovanni, Thomas M. Dunham, Kevin C. Ecker, Amy Elizabeth Evans, York M. Faulkner, Maria Granovsky, Christopher J. Gaspar, Alexander E. Gasser, Alan M. Grimaldi, Thomas C. Grimm, Thomas Lee Halkowski, Angie Hankins, Richard L. Horwitz, Dan C. Hu, John T. Johnson, Robert J. Katzenstein, Nelson M. Kee, Richard D. Kelly, Matthew W. King, Stephen S. Korniczky, Gary William Lipkin, Hamilton Loeb, Robert L. Maier, David J. Margules, David Ellis Moore, Carolyn E. Morris, Arthur I. Neustadt, Elizabeth A. Niemeyer, Andrew M. Ollis, Karen L. Pascale, Adam Wyatt Poff, Leslie A. Polizoti, John F. Presper, Alana A. Prills, Steven J. Rizzi, Lawrence Rosenthal, Avelyn M. Ross, Philip A. Rovner, Diana M. Sangelli, Robert C. Scheinfeld, Carl E. Schlier, Chad Michael Shandler, John W. Shaw, Matthew W. Siegal, Neil P. Sirota, Monte Terrell Squire, William J. Wade, Roderick B. Williams, Edward R. Yoches.

I also certify that on February 8, 2007, I caused to be served true and correct copies of the foregoing on the following as indicated below:

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